

# UNITED STATES FEDERAL COMMUNICATIONS COMMISSION

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In the Matter of:

EB DOCKET No.: 02-139

FAMILY BROADCASTING, INC.

Order to Show Cause Why the  
Licenses for Stations WSTX(AM)  
and WSTX-FM, Christiansted,  
U.S. Virgin Islands, Should  
Not be Revoked.

Deposition of: GERARD LUZ A. JAMES

Pages: 1 through 179

Place: Washington, D.C.

Date: November 14, 2002

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## HERITAGE REPORTING CORPORATION

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# ORIGINAL

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

In the Matter of: ) EB DOCKET No.: 01-39  
 )  
FAMILY BROADCASTING, INC. )  
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Licenses for Stations WSTX(AM) )  
and WSTX-FM, Christiansted, )  
U.S. Virgin Islands, Should )  
Not be Revoked. )

Deposition of:

GERARD LUZ A. JAMES

a witness of lawful age, taken on behalf of the Federal Communications Commission, pursuant to notice, in the offices of the Federal Communications Commission, 560 N Street, S.W., Washington, D.C., on Thursday, November 14, 2002, at 11:02 a.m., before Beth Roots, Notary Public in and for the District of Columbia, when were present:

APPEARANCES:

On behalf of the Witness:

LAUREN A. COLBY, Esquire  
DAN HUBER, Esquire  
10 East Fourth Street  
Post Office Box 113  
Frederick, Maryland 21701  
(301) 663-1086

On behalf of the Commission:

JAMES W. SHOOK, Esquire  
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Washington, D.C. 20554  
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I N D E XWITNESS:

Gerard Luz A. James

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Hearing Began: 11:02 a.m.      Hearing Ended: 4:43 p.m.

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P R O C E E D I N G S

(11:02 a.m.)

THE REPORTER: My name is Beth Roots. I am a notary public for the District of Columbia. Today is the 14th day of November 2002. We are at 510 N Street, South West, Washington, D.C. Present are --

MR. COLBY: 560. 560 N Street.

THE REPORTER: 560 N Street, South West.

MR. COLBY: I gave the address wrong to some people.

THE REPORTER: Okay. Present are counsel for Family Broadcasting, Lauren Colby and Dan Huber, counsel for the Federal Communications Commission, James Shook, and the witness Gerard Luz James.

Whereupon,

GERARD LUZ A. JAMES

having been duly sworn, was called as a witness and was examined and testified as follows:

EXAMINATION BY COUNSEL FOR THE FCC

BY MR. SHOOK:

Q Could you state your name for the record, please?

A My name is Gerard Luz A. James.

Q And your date of birth?

A My date of birth is December 8, 1925.

Q Just a couple of ground rules. If I ask a

1 question and you don't understand, please ask me to restate  
2 it and if it is still not understandable I'll try to  
3 rephrase it. If there comes a time when you need a break to  
4 get a drink of water, to go to the bathroom, whatever it is  
5 that you need a break for, just ask and we'll stop the  
6 deposition at that point.

7 A Thank you.

8 Q If you recall later on in your deposition that you  
9 answered a question incompletely or incorrectly and you wish  
10 to augment or correct your answer, please ask and we'll try  
11 and get that on the record. Are you aware of anything that  
12 may affect your testimony today?

13 A I --

14 Q So the answer to that would be no?

15 A No, I do not know.

16 Q Okay.

17 MR. COLBY: We've got laws.

18 BY MR. SHOOK:

19 Q I know from having deposed your daughter that she  
20 is very polite and she is very soft spoken and assuming that  
21 she got some of those characteristics from you for purposes  
22 of the deposition try to speak up loudly so your statements  
23 are caught.

24 A Okay.

25 Q How would you describe your general health at the

1 moment?

2 A Well, my health is very good now, at least I would  
3 say that because from 1995 I started having severe chest  
4 pains and I began by 1998 I was in the hospital quite often;  
5 1999 I spent a lot of time in the hospital, and it wasn't  
6 until 2000 to be exact, January 20, 2000, I had surgery for  
7 a triple bypass. This was done at the Toro Hospital in New  
8 Orleans.

9 Q Any particular reason that you went to New  
10 Orleans?

11 A Well, my son is a medical doctor there. He was  
12 there at that time. His name is Dr. Kelsey James.

13 Q Did he happen to have anything to do with your  
14 surgery?

15 A Well, he encouraged me to come there, and that's  
16 why I went there.

17 Q You mentioned that you were in the hospital in  
18 1998. Was that more than once?

19 A Oh, yes. I started from 1995, but I would go in  
20 the hospital for a few days and out, but then in 1998 it  
21 really started getting serious. In 1999, I spent now I dare  
22 say about three months in the hospital.

23 Q In 1999?

24 A The moved me from in December or I would say in  
25 January I spent almost the whole month of December in the

1 hospital in 1999, and then they moved me to Toro Hospital in  
2 Texas, in New Orleans, I beg your pardon, in New Orleans.  
3 That was on, I left, I had surgery on the 20th of January  
4 2000.

5 Q Now let's go back a little bit, when you mentioned  
6 1995, was that the first time that you had to go to the  
7 hospital relative to your chest pains?

8 A Yes, the chest pains. Right. I wouldn't spend,  
9 didn't spend more then a month, a day in the hospital.

10 Q How many times did you have to go roughly speaking  
11 in 1995 to the hospital?

12 A In 1995 I would say once or twice, not many times.

13 Q Oh, okay, once or twice that entire year?

14 A Yes.

15 Q Which hospital did you go to?

16 A I went to the hospital in St. Croix.

17 Q In 1996, roughly, how much time did you have to  
18 spend in the hospital.

19 A No, I didn't spend many times in the hospital. I  
20 would go to the hospital to be examined by the doctor and  
21 then I would go back home. So I didn't.

22 Q So let's go back then to 1995, you would have to  
23 go, you went to the hospital once or twice during that year?

24 A I would say about twice during that year. I went  
25 to be examined for the chest pain, that's it.

1 Q And then you were sent home from the hospital.

2 A And then I was sent home again.

3 Q So you didn't even stay overnight?

4 A No, I didn't, didn't stay overnight.

5 Q When you were sent home did you have to stay on  
6 some kind of bed rest or were you allowed to --

7 A No. I was permitted to go back and forth because  
8 the pain didn't come on sudden. It was just a sudden thing  
9 that came on, on me. See I do a lot of walking. I walk  
10 every morning and I could see from 1995 up to 1999 I would  
11 walk around.

12 There's a track in St. Croix that we would go to  
13 and walk around four or five times. In 1999, I remember  
14 very clearly when I started walking a couldn't even breath  
15 good so I stopped. The other friends of mine who were  
16 walking with me they went around fast and they said, hey,  
17 man what's wrong with you? You're not coming? I'd say,  
18 yes, I'm coming. So I went back and they had some area  
19 where the witnesses can sit, and I went there and I sat down  
20 and then I ended up in the hospital. In 1999, that was  
21 really severe.

22 Q I just want to try to get as good a picture of  
23 this as I can in terms of the amount of time that you would  
24 have to spend away from St. Croix as a consequence of the  
25 difficulty that you described, and we could do this by going



1 forwards from 1995 or backwards from 2000, whichever is  
2 easier for you to remember.

3 A As I said, again, let me repeat. In 1995, it was  
4 the first time I found out that I began with the chest pains  
5 and it was just a moment and then I left, and it would both  
6 me periodically, but then I got nitroglycerin and I would  
7 put it under my tongue and it worked well, and it wasn't  
8 until --

9 Q When did you get nitroglycerin?

10 A Nitroglycerin? I would say from 1996, 1996 I  
11 started with the nitroglycerin, and then I don't recall what  
12 year, it either is 1997 I came to Howard University Hospital  
13 in Washington, D.C., and they did an angioplasty on me.  
14 They inserted a tube right next to my groin and they told  
15 me, they said, that the vein was clogged. So they tried,  
16 they said. I spent about two days there in the hospital.  
17 Then I was released and I went back home.

18 Then in 1999 it really got the better of me and I  
19 was in the hospital in St. Croix at the Juan Luis Hospital  
20 for a month, and my son told me that I should come to New  
21 Orleans. We got a charter, and I think it was around the  
22 19th of January the charter picked me up and took me to  
23 Miami, from Miami to New Orleans. When I got there my son  
24 was ready for me and they took me to the hospital, to Toro  
25 Hospital.

1           Q     So there began in December, would you say that in  
2     December of 1999 that began your most extensive stay in the  
3     hospital?

4           A     In the hospital, that's correct.

5           Q     And you were in the hospital either in St. Croix  
6     or New Orleans.

7           A     No. I spent the entire, I do recall that it was,  
8     I even spent my birthday, which is December 8th, in the  
9     hospital. I remained there until I was airlifted in January  
10    19, 2000, to New Orleans.

11          Q     I long did you stay in New Orleans.

12          A     Oh, God.

13          Q     Roughly.

14          A     I was operated on January 20th, and I remained  
15    there until I'd say until about almost April.

16                MR. COLBY: I didn't hear.

17                THE WITNESS: April.

18                BY MR. SHOOK:

19          Q     What happened after that?

20          A     I went back to St. Croix.

21          Q     Were you in a hospital in St. Croix or were you --

22          A     No, no.

23          Q     -- released from the hospital?

24          A     I was home.

25          Q     Were you on any kind of bed rest at that point?

1           A     No. I went back and started doing my work.

2           Q     So sometime in April of the year 2000 you were  
3     able to return to work?

4           A     I returned back to the Virgin Islands then.  
5     That's where I was.

6           Q     Were you able to return to work in April 2000?

7           A     Yes, well I started doing my work again.

8           Q     Were there any hospital stays prior to December of  
9     1999 that lasted more than two days?

10          A     Well, I would say from 1997 I would be in the  
11     hospital for a few days and then the doctor would let me out  
12     and then I would, the longest was in 1999.

13          Q     I'm focusing on what happened now before December  
14     of 1999, whether you had to stay in the hospital for more  
15     than two days at any time.

16          A     No. When I came to Howard Hospital, Howard  
17     University Hospital, I think that was in 1997. I don't  
18     recall the exact time, the exact month, I beg your pardon,  
19     the exact year, but I do say I think it was 1997 when they  
20     did the angioplasty on me, either 1996 or 1997.

21          Q     So other than the angioplasty and then beginning  
22     in December of 1999, other than those two times, were there  
23     any periods where you had to spend two or more days in the  
24     hospital in a row?

25          A     No, I would say, not in the hospital. I would be

1 home and I'd take off again and go about my business.

2 Q Now that you've had your heart surgery though you  
3 feel much better.

4 A Oh, I feel very good. Thank, God. At least I'm  
5 glad to know that I am alive. I can speak with you all  
6 here.

7 MR. COLBY: I'm not sure if that's wood there,  
8 quite frankly.

9 BY MR. SHOOK:

10 Q Well, you meant to knock on wood, was that what  
11 you were doing?

12 A This is wood. isn't it?

13 Q I think so.

14 A Yes, this is wood.

15 Q All right. What is your current address?

16 A My address is -- Where I live?

17 Q Yes.

18 A 83 Anna's Hope, St. Croix, Virgin Islands.

19 Q How long have you resided at that location.

20 A Oh, we've been living at Anna's Hope from 19 --  
21 Let me see, I think it was -- I got married in 1951. We  
22 built our home, I think it was, should be about 1957. Let  
23 me explain to you what happened.

24 In those years, in the 1950s, individuals who were  
25 living in the Virgin Islands were not, well they couldn't

1 get into the military unless you volunteered. Although  
2 we're U.S. citizens we couldn't get in, you had to  
3 volunteer. Okay? Then after we were through with the  
4 military, those of us who were fortunate to get into the  
5 military, the Government of the Virgin Islands, through  
6 legislation, they had a portion of land called Anna's Hope,  
7 which is the same area that made subdivisions of that land.  
8 They permitted individuals who served with the military to  
9 get a piece of land. So everyone who lives over there or  
10 who owns a piece of land has been connected in some way or  
11 the other with the military.

12 Q In your case that was you as opposed to your wife?

13 A Yes, me. Exactly.

14 Q You were in the United States Army?

15 A Well, I got my commission in 1950 and I went to  
16 the -- I left. I got my commission here as a second  
17 lieutenant in 1950 and then I returned to the Virgin Islands  
18 and I became a school teacher and I was the one who formed  
19 the Virgin Islands Army Reserve. I made contact with  
20 Washington because of my closeness here with Washington, and  
21 then I also served -- I became the first adjutant general  
22 of the Virgin Islands Army National Guard, and I became the  
23 first black adjutant general in the entire United States  
24 Army National Guard.

25 Q And in terms of your residing at 83 Anna's Hope,

1 it's from around 1957?

2 A Around 1957.

3 Q Forward, continuous?

4 A Up to now.

5 Q Aside from the stretches when you had to go to the  
6 hospital?

7 A Well, those are the only time I didn't stay in my  
8 home.

9 Q Who resides in your home with you?

10 A Well, my wife and I and we have our children. I  
11 have four children. My oldest child is my daughter, Barbara  
12 James Petersen, and she resides with us in the house; and  
13 all of her children reside there with us, but one -- Now  
14 she has two residing with us there, but one is now, the  
15 oldest one is now at -- What do they call this place? In  
16 New Orleans, she goes to college at --

17 Q All right. She's at college in New Orleans.

18 A She's in college. Grambling University.

19 Q Grambling. Okay.

20 A Her name is Alita Petersen.

21 Q She started there this past fall?

22 A No. This is her last year.

23 Q Oh.

24 A She's getting ready now to go into medical school.

25 Q Good for her.

1           A     Okay.  Okay, then my --

2                   MR. COLBY:  Getting familiar.

3                   THE WITNESS:  -- second son, or my second child is  
4     Gerard Luz James, II, and he is at present the Lieutenant  
5     Governor of the Virgin Islands.

6                   BY MR. SHOOK:

7           Q     And where does he live?

8           A     In St. Croix.

9           Q     He doesn't reside with you?

10          A     No.  He doesn't reside with me.

11          Q     I take it your other two children also do not  
12     reside with you at the moment?

13          A     They do not.  We have the third one is Emmett, and  
14     he is working for the Federal Government in New York City.  
15     The fourth child is Kelsey Gerard James and he is a medical  
16     doctor and he is the one who encouraged me to come to New  
17     Orleans to have the surgery.  At the present time he is,  
18     he's a major in the military and he is presently in charge  
19     of OB/GYN in Italy.

20          Q     So he has to spend a certain amount of time  
21     overseas?

22          A     Yes, he will be coming back the end of this month.

23          Q     He currently is in Italy?

24          A     Yes, he's been.

25          Q     How long has he been there?

1           A     Oh, God.

2           Q     Roughly.

3           A     I think the tour is about six months. I made be  
4 wrong on about it. I know he's there, that's for sure.

5           Q     Had he resided in Italy prior to this last six  
6 month period?

7           A     No.

8           Q     He had resided in New Orleans?

9           A     New Orleans all the time.

10          Q     Roughly how long has he been in New Orleans?

11          A     Well, he graduated now from medical school, I  
12 would say about three years now, and he's always been in New  
13 Orleans. He did his internship in New Orleans.

14          Q     Did he go to college in New Orleans as well?

15          A     No. He went to Howard University. He graduated  
16 from Howard University Medical School. My entire family is  
17 from Howard.

18          Q     He basically left the family home approximately  
19 when?

20          A     When he left to go to Howard.

21          Q     Which would have been about when?

22          A     To tell you the truth, I'll be honest with you, I  
23 don't recall when, but I know he finished -- he had to spend  
24 four years undergraduate and four years in medical school.  
25 So that's eight years he's been away.



1 Q And then another three years since he's completed  
2 his -- Well, let's see, internship usually goes --

3 A Is a year. Is one year.

4 Q One year, and then there's a residency program  
5 that often follows.

6 A Residency. He did residency for another year.

7 Q So he's been out of the family home roughly --

8 A Oh, God. Yes.

9 Q -- for about 13 years?

10 A About that.

11 Q Okay. His brother, Emmett, approximately how long  
12 has he lived outside, resided outside of the family home?

13 A Well, he's the third in line and he left and he  
14 went to Howard, and he left from Howard and went into the  
15 military into the Marines, not the Marines. No. He went  
16 into the Army and then he left from them. After he was  
17 released from the Army, he's in New York City. He's been  
18 there for years.

19 Q Well, perhaps another way of getting at this, this  
20 usually helps; I have multiple children and it helps me  
21 remember various things, if we started from the other  
22 direction.

23 A I can tell you when they were born.

24 Q That's good. Why don't we do that? When was  
25 Emmett born?

1           A     Well, wait now. Let me begin first. Barbara is  
2     1951. Luz, who is the Lieutenant Governor, he is 1953.  
3     Emmett is 1954 and Kelsey is 1966. We had a span between.  
4     Yes.

5           Q     Okay.

6           A     My wife can better tell you the dates because she  
7     bore them.

8           Q     Usually, yes, the wife remembers better than the  
9     husband.

10           MR. COLBY: What was the date of when it was  
11     Kelsey?

12           THE WITNESS: Kelsey, 1966. It's 1966.

13           BY MR. SHOOK:

14           Q     And it was after high school that each of them  
15     left to --

16           A     Yes. After high school they left. Fortunately,  
17     they went to private school. All of my children went to  
18     private school, and from there we sent them to Howard  
19     University. That's why I can boast and say the entire  
20     family, we're all from Howard.

21           Q     Now how long has Barbara resided with you in the  
22     family home since coming back from Howard.

23           A     Well, since she finished Howard and returned home  
24     she has always lived with us.

25           Q     Roughly how many years would that be?

1           A     Oh, gee, I really don't -- I have to be honest  
2     with you. I don't recall.

3           Q     Well, when she came to live with you for this  
4     period, meaning from whatever it was she started up to the  
5     present time, did she have all three of her children with  
6     her at that time or was there a lesser number?

7           A     Her children, I think, were born in the States.  
8     They were born in the States. She was here and then she  
9     came home. Since she come home, she's in my house.

10          Q     So you have two grandchildren living in your home  
11     with you now?

12          A     There are two of them right now with there mother.

13          Q     And how old is the youngest of those?

14          A     That's a good question. I know, I could -- Let  
15     me put it this way, the girl Leah, she just turned 16 and  
16     she's in the 12th grade at the St. Croix Complex High  
17     School. We call him Jamie. His right name is Kelvin, but  
18     we call him Jamie and he has been sick and he goes to  
19     private school, but he's under doctor's care because he  
20     would go to school or I dare say in a five day week, five  
21     day school day, he would go about three days or even  
22     sometimes two because of the sickness that he has. He's  
23     just seriously ill.

24          Q     What sickness does he have?

25          A     No. I really don't know what kind he has. He

1 suffers from headaches and the like. So he's really sick.

2 Q And how old is Kelvin, roughly.

3 A Gee, I think he should be about 12 years. He  
4 should be about 12 years of age, 12 or 13. I don't --

5 Q Do you remember about how old Kelvin was when he  
6 came to live with you?

7 A No. I don't recall. I don't recall how old he  
8 was to be honest with you. I don't recall.

9 Q But he was already born?

10 A Oh, yes. As I said all of them were born here in  
11 the United States. There's Barbara and her two children,  
12 and now there were three until Alita attended, now going to  
13 Grambling and she's in her senior year ready to go into  
14 medical school.

15 Q Do you know who pays for her college expenses?

16 A Well, I know her mother pays for it.

17 Q Barbara pays for it?

18 A Yes, and the times if we are -- We always try to  
19 help her the best we can. When I say we, I specifically  
20 mean my wife, Asta James.

21 Q So Barbara pays, Barbara is the primary person who  
22 pays for Alita's college?

23 A I would say that. Yes, sir.

24 Q But Asta also helps?

25 A Well, if she needs help she'll ask us for help and

1 Asta will help.

2 Q Barbara is still married isn't she?

3 A Yes, she's married. Her husband's working here in  
4 Washington, D.C. He has a trucking business and he carries  
5 mail. As a matter of fact, I think he's now on his way from  
6 -- I heard her saying that he's whether it is from Ohio  
7 he's going to Boston or that's -- He has a trucking service  
8 and he carries the mail around.

9 Q Do you know whether or not he's involved in any  
10 way in paying for Alita's college?

11 A Well, he's the father he should be.

12 Q Well, I know I'm a father and I should be too, but  
13 that doesn't necessarily mean that that's so.

14 A Well I assume that -- I, to be honest with you, I  
15 don't know their particular how they do things in their  
16 family.

17 Q And that's fine too. Let me make something  
18 understood. If I ask a question you don't know the  
19 answer --

20 A Yes.

21 Q -- it's perfectly acceptable to say I don't know.

22 A I don't know. So I have to be honest with you.  
23 Well I know that I can say this that my daughter who is  
24 Barbara talks with him on a daily basis and they have a very  
25 good relationship together, so.

1           Q     How often is he able to visit with his wife and  
2 children in the Virgin Islands?

3           A     When he comes -- Well, let's say like Christmas  
4 time coming, I'm certain he'll come back, come to the Virgin  
5 Islands and when he comes he stays there at the house.

6           Q     And how often do Barbara and the children get to  
7 see him and stay with him in the United States?

8           A     Well, I don't, Barbara -- I'll be honest with  
9 you, she is more in the Virgin Islands then she is off  
10 island. So I couldn't say. I think during the summer she  
11 came up here and she spent a couple of weeks. So, as a  
12 matter of fact, during the summer she came here and she had  
13 to take Jamie, who's Kelvin, to Children's Hospital because  
14 of the illness that he has.

15          Q     When I had a chance to talk with Barbara she  
16 mentioned that, unfortunately, that seems to happen with  
17 some frequency. Are you aware of how often during the last  
18 five years say Barbara has had to take Jamie to Children's  
19 Hospital?

20          A     I know they go there a lot. So I would not be  
21 honest if I were to say two, three or four times. I don't  
22 recall.

23          Q     Well, let's just say in the past 12 months it was  
24 more than once?

25          A     I know he goes to Children's Hospital.

1           Q     You wouldn't necessarily know though whether he  
2     went more than once?

3           A     To Children's Hospital? No. I couldn't say.

4           Q     What has happened in the past 12 months, has that  
5     been typical of what has happened in the previous five  
6     years?

7           A     With what?

8           Q     With Jamie having to go to Children's Hospital?

9           A     No. Again, I say I don't know how often he's been  
10    to Children's Hospital. I know he has been there and they  
11    would have a record of him, but now for me to tell you how  
12    often he's been there, I couldn't say that. I don't know.

13          Q     When he goes to Children's Hospital, and I'm  
14    assuming that he has been more than once so if that part of  
15    my question is wrong, you can certainly jump in and say so,  
16    but for the purpose of this question who pays for his trips  
17    to the hospital?

18          A     Well, his mother has to, is the one responsible  
19    for it and my wife will always, we will always give if we  
20    have some money we give it to her.

21          Q     Do you know whether or not your wife has actually  
22    given money for the purpose of getting Jamie to and from the  
23    hospital?

24          A     Well, now I'm being honest, I don't know --

25          Q     That's fine.

1           A     -- whether or not they've done. I know if she's  
2     in need of money and my wife has it or I have it we give it  
3     to her.

4           Q     To let you know, I mean, the same thing happens in  
5     my house. If my children need money I give it. If somebody  
6     asks me to keep track of it, it's like are you kidding? So  
7     if it turns, again, don't feel bad if it turns out --

8           A     No, I'm not --

9           Q     -- that your answer is I don't know. That's okay.

10          A     That's what I said. I dare say that a lot of  
11     things happen in my house with my wife and my daughter and I  
12     don't know about it. They have conversations, discussions,  
13     I don't know about it. Unless it's real serious, then I'm  
14     told.

15          Q     After the fact?

16          A     That's how it is.

17          Q     Do you recall that Barbara flew to the United  
18     States, in fact Washington, D.C., in 2001 for the purpose of  
19     having her deposition taken?

20          A     Okay, let me see then I was home, I got home April  
21     or May of 2000 and I've been home ever since other than I  
22     have to go to the hospital every month. So I would leave  
23     the Virgin Islands and go to New Orleans. I had to do it  
24     every month and now they put me on a six months basis.  
25     Okay? I know that she left the Virgin Islands and she came



1 and took her deposition. She told me that. Yes.

2 Q Do you know how her expenses for that trip were  
3 covered?

4 A No. I really couldn't say whether we, when I say  
5 we I'm referring to my wife and I, might have helped, given  
6 her something. I don't recall.

7 Q You mentioned that you had to return to the  
8 hospital periodically after April of 2000. How often did  
9 you have to go back --

10 A Every month.

11 Q -- to the hospital?

12 A Every month.

13 Q So that lasted from April 2000 until approximately  
14 when that you had to go on a monthly basis?

15 A Well, that continued until from -- I started on a  
16 six months basis, I think it was, in January of 2001.

17 Q So from April of 2000 to January of 2001 --

18 A Every month I went back.

19 Q -- you went every month?

20 A Every month I had to go back.

21 Q And by going back do you mean going back to New  
22 Orleans?

23 A Yes. Go back to the New Orleans to the hospital  
24 so that the doctor can examine me.

25 Q When you would go back for this monthly trips

1 approximately how long would each trip take?

2 A Well, I would leave like today, fly from St. Croix  
3 to Miami to New Orleans. See the doctor the next day. If  
4 possible that same afternoon I would leave New Orleans to  
5 Miami to St. Croix.

6 Q So we're talking about --

7 A I usually stay --

8 Q -- two days away --

9 A -- two days away.

10 Q -- or three days at most?

11 A Yes.

12 Q Would the same hold true for the six month visits  
13 that when you went, if the six month period started January  
14 of 2001, then your next trip would have been roughly in July  
15 of 2001?

16 A No. I'm now on a six month period. I'm going  
17 back next month, December. So I'm on the six month period  
18 so I'll go there now with the doctor's out there. So that  
19 he can check me out.

20 Q Well, you had indicated that you had gone once a  
21 month from about April of 2000 to January of 2001?

22 A Yes.

23 Q And then at that point it --

24 A They put me on a six month period.

25 Q -- switched over to the every six months. So

1 roughly six months after January of 2001 you went back to  
2 the hospital?

3 A Yes.

4 Q So, again, we're talking about a two day trip?

5 A Two day trip, yes.

6 Q And then six months after that you went again?

7 A Yes.

8 Q Again, for roughly a two day trip?

9 A Same two day trip.

10 Q With respect to the family home do you know what  
11 the typical monthly expense is for house payment, taxes,  
12 insurance, that kind of thing?

13 A Okay. The house is owned by me.

14 Q It's paid for?

15 A Yes, you know, we have that.

16 Q Okay.

17 A As a matter of fact it was in my name and I have  
18 since put it in my wife's name. Okay? So it's in Asta K.  
19 James. As a matter of fact, from the time I got ill  
20 everything that I have I put everything in her name.

21 Q So this would be from roughly the time of your  
22 operation?

23 A Yes, sir.

24 Q Do you know what the taxes are on the property?

25 A The taxes on the property in St. Croix?

1 Q Yes.

2 A Well, we got different properties. We have 83  
3 Anna's Hope. I think the taxes there should be about \$1,400  
4 and something dollars.

5 Q That's for a year, right?

6 A A year, yes. I trust you're talking about real  
7 property taxes, yes?

8 Q Yes.

9 A Okay.

10 Q Yes, and then you indicated that there were other  
11 properties?

12 A Yes, we have 82 Anna's Hope.

13 Q The taxes are roughly the same?

14 A No. That's a little less than that. Now to be  
15 exact I can't recall the exact amount that I have to pay,  
16 and then we have land at Catherine's Rest.

17 Q How do you spell that?

18 A Catherine, C-A-T-H-E-R-I-N-E.

19 Q Oh, Catherine. Okay. I'm sorry, I just didn't  
20 understand.

21 A Catherine's Rest, R-E-S-T.

22 Q Okay.

23 A And that's a 12 acre period plus land and we have  
24 to pay. We have it subdivided. Now to tell you like \$400  
25 or \$300 per plot. I don't recall. You have to pay real

1 property taxes on everything.

2 Q Right. So these are undeveloped plots?

3 A Undeveloped. Yes.

4 Q And the subdivision is about what, one acre?

5 A Approximately one acre.

6 Q One acre for each property. So there'd be 12  
7 properties roughly in this?

8 A Twelve plots.

9 Q Twelve plots?

10 A Yes.

11 Q And taxes on each of those is in the \$300 to \$400  
12 range?

13 A Yes, about that.

14 Q Are there any other real properties?

15 A Well, I have a plot land at Anna's Hope. Not  
16 Anna's Hope, I mean, La Grande Princess. La Grand Princess,  
17 and a --

18 Q And that its undeveloped as well?

19 A No. That is 6A, 6A La Grande Princess. That's a  
20 commercial property, but at the present time that property  
21 and another property that I have is tied up. We're in court  
22 with it with the bank. We're in the bank with that.

23 Q So is there a second property at La Grande  
24 Princess or is there the property that you were referring to  
25 at some other location?

1           A     See at La Grande Princess I had 4A La Grande  
2     Princess, 6A La Grande Princess and 6C La Grande Princess,  
3     and I had borrowed some money from the bank in order to pay  
4     for the radio station. I was paying the thing, and we are  
5     now in court with that because the bank was saying that I  
6     owe \$450,000 and the record shows that, which we're in court  
7     with now, it's only \$325 or something like that, \$325,000.  
8     I beg your pardon.

9           Q     Okay.

10          A     Okay. So we're now in court with that.

11          Q     So the litigation at this point is over how much  
12     Family, is it Family Broadcasting debt?

13          A     Family Broadcasting, right. See those were used  
14     as collateral to the bank.

15          Q     Okay.

16          A     Okay.

17          Q     So Family Broadcasting owes the bank at a  
18     minimum --

19          A     Bank of Nova Scotia.

20          Q     -- it's a minimum \$325,000?

21          A     \$325,000.

22          Q     And the possible maximum exposure, or what the  
23     bank wants, what does the bank want?

24          A     The bank is saying \$400,000.

25          Q     Okay.